

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

2401 WALNUT, L.P.,

Plaintiff,

v.

AMERICAN EXPRESS TRAVEL
RELATED SERVICES COMPANY,
INC.,

Defendant.

Civil Action

No. 07-1281

ORDER

AND NOW, this 7th day of March, 2011, for the reasons set forth in the accompanying opinion, it is **ORDERED** that:

1. Plaintiff 2401 Walnut L.P.'s cross-motion for partial summary judgment (Docket No. 119) is **DENIED** in its entirety; and
2. Defendant American Express Travel Related Services Company, Inc.'s motion for partial summary judgment (Docket No. 116) is **DENIED** in part and **GRANTED** in part in accordance with the accompanying opinion.

BY THE COURT:

/s/ Louis H. Pollak
Pollak, J.